

04-09-01

CPA/1653 #

09361,425

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CPA/1653 #

**CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL**

Submit an original, and a duplicate for fee processing  
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

Address to:

Commissioner for Patents  
Box CPA  
Washington, DC 20231

Attorney Docket No.

First Named Inventor

Express Mail Label No.

Check Box, if applicable:

☐ DUPLICATE

SBP 261

John Kung

BF35267 064US

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 09/361,425 filed on July 27, 1999, entitled COMPOSITIONS FOR STABILIZING OXYGEN-LABILE SPECIES.

**NOTES**

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

1. ☐ Enter the unentered amendment previously filed on under 37 CFR 1.116 (Amendment After Final Rejection) in the prior nonprovisional application.
2. ☐ A Preliminary Amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
  - a. ☐ DELETE the following inventor(s) named in the prior nonprovisional application:
  - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new Power of Attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
  - a. ☐ PTO-1449
  - b. ☐ Copies of IDS Citations

04/11/2001 RWR/ISI 00000045 100750 09361425

01 FC:131

710.00 CH

CLAIMS	(1) For	(2) Number Filed	(3) Number Extra	(4) Rat	(5) Calculations
	Total Claims (37 CFR 1.16(c))	16 - 20 =	0	x \$ 18.00	\$ 0.00
	Independent Claims (37 CFR 1.16(b))	2 - 3 =	0	x \$ 80.00	\$ 0.00
	Multiple Dependent Claims (if applicable) (37 CFR 1.16(d))			x\$270.00	\$ 0.00
				Basic Fee (37 CFR 1.16(a))	\$ 710.00
	Total of above Calculations =				\$ 710.00
	Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28)				
	TOTAL =				\$ 710.00

6. The commissioner is hereby authorized to credit overpayments or charge fees required by this paper to Deposit Account No. 10-0750/JBP0461/ALC.

7. ☐ A check in the amount of \$            is enclosed.

8. ☐ Other:

**NOTE:**      *The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.*

**9. CORRESPONDENCE ADDRESS**

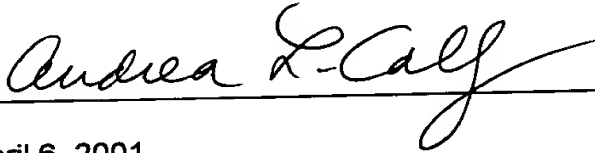
☒ Customer Number or Bar Code Label **000027777** or ☐ Correspondence Address below

Name:          Philip S. Johnson, Esq.  
Address:        Johnson & Johnson  
                    One Johnson & Johnson Plaza  
                    New Brunswick, NJ 08933-7003  
                    USA

**10. TELEPHONE CONTACT**

Please direct all telephone calls or telefaxes to Andrea L. Colby at:  
Telephone:    (732) 524-2792          Fax:    (732) 524-2808

**11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

NAME	Andrea L. Colby                      Reg. No. 30,194
SIGNATURE	
DATE	April 6, 2001

DOCKET NO. JBP0461

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

Applicant: Kung, et al.

For : COMPOSITIONS FOR STABILIZING OXYGEN-LABILE SPECIES

Express Mail Certificate

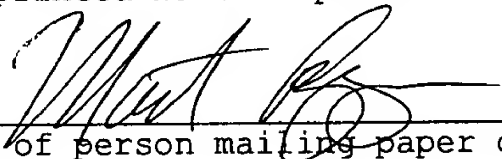
"Express Mail" mailing number: EF 352 677 064 US

Date of Deposit: April 6, 2001

I hereby certify that this complete CPA application, including a two-month extension of time is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Martin Rizzi

(Typed or printed name of person mailing paper or fee)

  
(Signature of person mailing paper or fee)